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September 15, 2009

William W. Milks, Esq.  
Law Office of William W. Milks  
American Savings Bank Tower  
Suite 977, 1001 Bishop Street  
Honolulu, Hawaii 96813

Timothy Brunnert  
President  
Stand for Water  
P. O. Box 71  
Maunaloa, Hawaii 96770

Re: Docket No. 2009-0048, Molokai Public Utilities, Inc. ("MPU") – General Rate Case,  
July 1, 2009 to June 30, 2010 Test Year

Dear Messrs. Milks and Brunnert:

On September 11, 2009, Mr. Milks filed a motion to intervene on behalf of the West Molokai Association ("WMA"), and on September 14, 2009, Mr. Brunnert filed a motion to intervene on behalf of Stand for Water.<sup>1</sup>

Please submit your separate and respective responses to the enclosed clarifying information request (PUC-IR-101) to the Commission by **September 23, 2009**.<sup>2</sup> Thank you for your prompt attention to this matter.

**PUC-IR-101**

**References:** (1) WMA's Motion to Intervene, filed on September 11, 2009; and (2) Stand for Water's Motion to Intervene, filed on September 14, 2009.<sup>3</sup>

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<sup>1</sup>On September 11, 2009, a motion to intervene was also filed by the County of Maui. As a courtesy, a copy of the Commission's letter will also be sent to the movant County of Maui.

<sup>2</sup>The deadline for any of the parties to file written objections to Stand for Water's motion to intervene is September 23, 2009.

<sup>3</sup>The non-confidential documents filed in Docket No. 2009-0048 are available for reviewing through the Commission's electronic Document Management System, accessible at <http://dms.puc.hawaii.gov/dms/>.

William W. Milks, Esq.  
Timothy Brunnert  
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Section 5, page 6, of Stand for Water's Memorandum in Support, states:

No other existing or prospective party to these proceedings has the responsibility to protect the Stand for Water interests described above. Clearly MPU will not represent the group's interests. And the Consumer Advocate will be focused on determining whether the proposed rates and charges are adequately justified by the utility. No other party will address issues regarding health and safety, water quality, or the legality and reliability of the system.

It is possible that the West Molokai Association of landowners will also ask to intervene in these proceedings. But if this group is permitted to become a party, it is unlikely that its interests will overlap with those of Stand for Water.

Stand for Water's Memorandum in Support, Section 5, at 6-7 (emphasis added).

For the docket record, clearly and specifically explain whether: (1) any members of Stand for Water are also members of WMA; and *vice versa*; and (2) Stand for Water's interests overlap with or are duplicative of WMA's interests, and *vice versa*.

Sincerely,



Michael Azama  
Commission Counsel

MA:laa

c: Peter A. Nicholas, Molokai Properties Limited  
Michael H. Lau, Esq./Yvonne Y. Izu, Esq./  
Sandra L. Wilhide, Esq.  
Catherine P. Awakuni, Division of Consumer Advocacy  
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Edward S. Kushi, Jr., Esq., County of Maui  
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Patricia Crandall, West Molokai Association  
James Wayne, West Molokai Association